

**STATE OF MICHIGAN  
DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES  
BEFORE THE STATE BOUNDARY COMMISSION**

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In the matter of:

Boundary Commission  
Docket #96-AP-13

The annexation of  
territory in **Oneida Township**  
to the **City of Grand Ledge**

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**SUMMARY OF PROCEEDINGS, FINDINGS OF FACT AND ORDER**

This matter of the proposed annexation of the following territory in Oneida Township to the City of Grand Ledge which is described as follows:

A parcel of land in the Northwest fractional 1/4 and the Northeast fractional 1/4 of Section 2, T4N, R4W, Oneida Township, Eaton County, Michigan, the boundary of said parcel described as: Beginning at the West 1/4 corner of said Section 2; thence N01°16'14"E along the West line of said Section 1323.15 feet to the North line of the South 1/2 of said Northwest fractional 1/4; thence S88°25'50"E along said North line 2530.61 feet to the Westerly line of the C & O Railroad; thence S22°03'07"E along said Westerly line 1277.62 feet; thence Southeasterly 158.14 feet continuing along said Westerly line on a curve to the right, said curve having a delta angle of 13°22'52", a radius of 677.13 feet, and a chord length of 157.78 feet bearing S15°35'36"E, to the East-West 1/4 line of said Section 2; thence N88°22'26"W along said East-West 1/4 line 436.81 feet to the Center of said Section 2; thence N88°28'44"W continuing along said East-West 1/4 line 2645.39 feet to the point of beginning; said parcel containing 85.43 acres more or less, including 1.28 acres more or less presently in use as public right of way; said parcel subject to all easements and restrictions if any.

This matter came before State Boundary Commissioners VerBurg, Rutledge and Walker and Eaton County Commissioner Smith for final adjudication in Lansing on **September 17, 1997**. The Commission, being fully advised as to the positions of the respective parties, made its findings on said date.

**SUMMARY OF PROCEEDINGS**

- A. On **November 22, 1996** a petition was filed by Applebee Development, L.L.C. property owner, asking for the annexation of a portion of Oneida Township into the City of Grand Ledge.
- B. On **February 27, 1997**, the State Boundary Commission held an adjudicative meeting in Lansing to determine the legal sufficiency of the petition. The petition was declared to be legally sufficient, pursuant to Public Act 191 of 1968, as amended, and Public Act 279 of 1909, as amended. The area proposed for annexation was expanded to include territory commonly known as Fitzgerald Park.

- C. On **May 15, 1997**, a public hearing was held in Oneida Township to receive testimony given pursuant to Public Act 191 of 1968, as amended.
- D. On **September 17, 1997**, the State Boundary Commission held an adjudicative meeting in Lansing to reach a decision based on the information received. State Commissioners VerBurg, Rutledge, and Walker and Eaton County Boundary Commissioner Smith voted to recommend annexation to the City of Grand Ledge of an area which is described as follows:
- A parcel of land in the Northwest fractional ¼ of Section 2, T4N, R4W, Oneida Township, Eaton County, Michigan described as: Commencing at the West ¼ of said Section 2; thence S 88°28' 44" E 408.86 feet along the East-West ¼ line to the point of beginning; thence N 01°31' 18" E 338.42 feet; thence S 88°56' 39" E 501.61 feet; thence S 01°59' 59" W 92.88 feet; thence S 27°54' 24" W 146.09 feet; thence S 88°47' 39" E 363.37 feet; thence S 01°53' 59" W 120.75 feet to a point on the East-West ¼ line; thence N 88°28' 44" W 798.46 feet along the East-West ¼ line to the point of beginning; said parcel containing 4.63 acres more or less.**
- E. On **October 30, 1997**, at an adjudicative meeting held in Lansing, State Boundary Commissioners VerBurg and Rutledge and Eaton County Boundary Commissioner Smith voted to approve the Draft Findings of Fact and recommend that the Director of the Department of Consumer & Industry Services sign the Order.

### **INFORMATION TO BE NOTICED**

1. On November 22, 1996, a petition was filed by Applebee Development, L.L.C. for annexation of 85.43 acres in Oneida Charter Township to the City of Grand Ledge.
2. On April 10, 1997, a Mutual Resolution adopted by Oneida Charter Township and the City of Grand Ledge was filed with the Office of the Great Seal. This Mutual Resolution annexed 80.80 acres of the 85.43 acres proposed for annexation in the original petition.
3. On June 10, 1997, a Unilateral Annexation Resolution was filed with the Office of the Great Seal by the City of Grand Ledge annexing property commonly known as Fitzgerald Park located in Oneida Charter Township. This property was part of the area expanded by the Commission.
4. The record shows that the City of Grand Ledge and Oneida Charter Township were not opposed to the annexation of the remaining 4.63 acres of the territory proposed for annexation.
5. The record shows that no testimony was received from the owners of the remaining 4.63 acres of the territory proposed for annexation.

### **THE COMMISSION FINDS THAT**

1. The 4.63 acres remaining in the territory proposed for annexation is a Township island as a result of a Mutual Resolution filed with the Office of the Great Seal subsequent to the filing of the petition.
2. No testimony was received by the owners of the 4.63 acres remaining in the territory proposed for annexation.
3. The City of Grand Ledge and Oneida Charter Township were not opposed to annexation of the 4.63 acres remaining in the territory proposed for annexation.
4. The Commission's policy is to eliminate islands and enclaves where possible.

### **IN CONCLUSION, THE COMMISSION FINDS THAT**

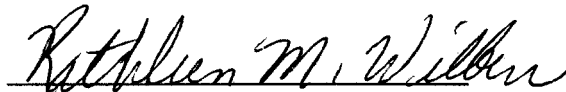
1. The Commission has considered all of the testimony and the public record regarding the petition.
2. On **October 30, 1997**, at an adjudicative meeting held in Lansing, State Boundary Commissioners VerBurg and Rutledge and Eaton County Boundary Commissioner Smith voted to approve the Draft Findings of Fact and recommend that the Director of the Department of Consumer & Industry Services sign the Order.

# ORDER

**DOCKET #96-AP-13**

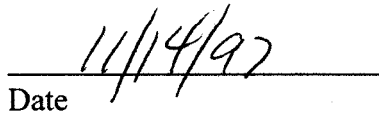
**IT IS ORDERED THAT** this order **approving** the petition for annexation of certain territory in Oneida Township into the Home Rule City of Grand Ledge shall be final and effective on **the date signed by the Director of the Department of Consumer & Industry Services.**

**IT IS FURTHER ORDERED THAT** the Executive Director shall forthwith transmit a certified copy of this Finding of Fact and Order to the petitioner and to the clerks of the City of Grand Ledge, Oneida Township, and Eaton County.



Kathleen M. Wilbur, Director

Michigan Department of Consumer & Industry Services



Date